Message Text

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PAGE 01 STATE 134085 ORIGIN EB-07

INFO OCT-01 EA-07 ISO-00 STR-04 L-03 COME-00 CIAE-00 INR-07 NSAE-00 INRE-00 /029 R

DRAFTED BY STATE/JSPIRO APPROVED BY STR/RRIVERS/SLANDE

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O R 092235Z JUN 77
FM SECSTATE WASHDC
TO AMEMBASSY SEOUL IMMEDIATE
INFO AMEMBASSY TAIPEI

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E.O. 11652: N/A

TAGS: ETRD, KS

SUBJECT: ORDERLY MARKETING AGREEMENT ON FOOTWEAR

REF: A) SEOUL 4673 B) STATE 129501 C) TAIPEI

- 1. IN RESPONSE TO REFTEL A YOU MIGHT MAKE THE FOLLOWING POINTS TO LEE KI-CHOO: THE REASON U.S. DESIRES A NEW "AGREED MINUTE NUMBER 5" IN THE AGREEMENTS IS IN NO WAY INTENDED TO LIMIT ROKG'S RIGHTS AS SUGGESTED IN REFTEL A. AGREEMENTS IN NO WAY LIMITS GROK RIGHTS UNDER ARTICLE 10 (A) AND 10 (B). HOWEVER, IN CERTAIN CASES, GROK MAY HAVE REASONS FOR NOT WANTING TO GO ON RECORD AS REQUESTING AND AGREEING TO RESTRICTIONS ON THIRD COUNTRIES. AGREED MINUTES WOULD COVER SUCH SITUATIONS.
- 2. THE USG DOES NOT WISH "AGREED MINUTE NUMBER 5" TO HOLD UP THE EXCHANGE OF NOTES AND USG PREPARED TO EXCHANGE NOTES ON THE ALREADY AGREED TEXT THE WEEK OF JUNE 12. GROC IS LIMITED OFFICIAL USE

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SCHEDULED TO EXCHANGE NOTES JUNE 14 ALTHOUGH DATE CAN BE POSTPONED UNTIL JUNE 16 IF GROK CAN BE READY BY THEN. LEE OF KOREAN EMBASSY IN WASHINGTON IS LOOKING INTO THIS NOW.

3. WE THEREFORE HAVE TWO SUGGESTIONS. (1) AGREE TO EXCHANGE SIDE LETTERS EMBODYING TEXT OF AGREED MINUTE NUMBER 5 AFTER SIGNING OR (2) IF THE GROK STILL DOES NOT

WISH TO AGREE TO "AGREED MINUTE 5" WE WOULD SUGGEST THAT THE VIEW EXPRESSED IN SEOUL 8673 PARA 4 MIGHT BE REDUCED TO WRITING AS FOLLOWS: "THE GROK DOES NOT CONSTRUE PARAGRAPH 10 (B) AS IN ANY WAY LIMITING THE RIGHT OF THE USG TO TAKE UNILATERAL MEASURES AGAINST IMPORTS FROM THIRD COUNTRIES WITHOUT PRIOR CONSULTATIONS WITH, OR PRIOR AGREEMENT FROM, THE GROK, IF IT CHOOSES TO DO SO." VANCE

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